

1 The Honorable James L. Robart
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 NATIONAL UNION FIRE INSURANCE
10 COMPANY OF PITTSBURGH, PA, a New
11 York company,

Plaintiff,

v.

12
13 EXPEDITORS INTERNATIONAL OCEAN,
14 INC., a Washington corporation,

Defendant.

15
16 No. 2:19-cv-01586-JLR
17
18 PARTIES' JOINT MOTION TO EXTEND
19 CASE SCHEDULE
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21 **Note for Motion: September 24, 2020**

22 COME NOW the parties, and hereby stipulate and jointly move the Court, pursuant to
23 LCR 16(b)(6), to extend the trial date from March 29, 2021 to a date no sooner than October 25,
24 2021, or as soon thereafter as the Court may conveniently schedule trial, and to extend all pre-
25 trial case schedule deadlines (Dkt 10) accordingly.

26 This case's facts and circumstances are addressed in defendant's pending motion for
27 partial summary judgment regarding limitation of liability filed July 30, 2020 (Dkt 12), and
28 plaintiff's response thereto. Briefly, it involves a shipment of ocean cargo from China to Japan

PARTIES' JOINT MOTION TO EXTEND CASE SCHEDULE - 1
Case No. No. 2:19-cv-01586-JLR

FG:53798414 1

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1 which plaintiff alleges was damaged in transit. Plaintiff is the shipper's subrogee, and seeks
 2 recovery from defendant of insurance proceeds it paid the shipper.

3 The Court's decision on the pending motion may either terminate the case, or require
 4 discovery as to liability and damages.

5 Discovery in this matter would be costly and difficult in light of the pandemic, and the
 6 location of all fact witnesses and evidence overseas. The parties have reasonably prosecuted the
 7 case in the current environment, which culminated in defendant's pending motion. The parties
 8 wish to avoid potentially unnecessary costs, which would be extensive, as well as inconvenience
 9 to party and non-party witnesses, by deferring discovery until after the Court has ruled on
 10 defendant's motion.

12 The Court may extend the case scheduling dates for good cause. LCR 16(b)(6). The
 13 parties submit that good cause exists to extend the trial and associated case dates for the reasons
 14 stated above. The parties respectfully request that the Court enter a new case schedule with the
 15 following dates, or on dates as soon thereafter as is convenient to the Court:

BENCH TRIAL DATE	October 25, 2021 (Length of Trial 2 days)
Disclosure of expert testimony under FRCP 26(a)(2)	March 1, 2021
Discovery completed by	April 30, 2021
Agreed pretrial order due	October 4, 2021
Deposition designations submitted to the court per LCR 32(e)	October 11, 2021
Pretrial conference to be held on March 22, 2021	October ___, 2021
Trial briefs and proposed findings	October 18, 2021

PARTIES' JOINT MOTION TO EXTEND CASE SCHEDULE - 2
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1 of fact and conclusions of law by

2 DATED this 24th day of September, 2020.
3

4 *s/ Steven W. Block*
5

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PARTIES' JOINT MOTION TO EXTEND CASE SCHEDULE - 3
Case No. No. 2:19-cv-01586-JLR

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ORDER

The parties having so stipulated, and the Court finding good cause for entry hereof,
NOW, THEREFORE, IT IS HEREBY ORDERED that ~~the case schedule be reset in
accordance with the above listed dates.~~ the parties' stipulated motion is GRANTED. The
court shall issue a new case schedule.

JLR

Dated this 28th day of September, 2020.


The Honorable James L. Robart
United States District Court Judge

Presented by

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